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GOVERNMENT GAZETTE

BOLETIM OFICIAL

GOVERNMENT OF INDIA

MINISTRY OF FOOD AND AGRICULTURE

(Department of Food)

New Delhi, the 9th November 1964

G. S. R. 1628. — In pursuance of sub-section (2) of section 5 of the Goa, Daman and Diu (Laws) Regulation, 1962 (12 of 1962), the Central Government hereby directs that the Wheat Roller Flour Mills (Licensing and Control) Order, 1957, set out in the Schedule annexed hereto, shall extend to and come into force in the Union territory of Goa, Daman and Diu.

THE SCHEDULE

Ministry of Food and Agriculture

Department of Food

Order

New Delhi, the 9th September 1957

S. R. O. 2861. — In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955) the Central Government hereby makes the following Order, namely: —

1. Short title, extent and commencement. — (1) This Order may be called the Wheat Roller Flour Mills (Licensing and Control) Order, 1957.

(2) It extends to the whole of India except the State of Jammu and Kashmir.

(3) It shall come into force on the 1st October, 1957.

2. Definitions. — In this order unless the context otherwise requires, —

(a) «form» means a form set out in the Schedule to this Order;

(b) «Inspector» means any officer appointed as such by the Central Government to exercise the powers and perform the duties of an Inspector under this Order;

(c) «licensing authority» means an officer appointed as such by the Central Government to exercise the powers and perform the duties of a licensing authority under this Order;

(d) «roller mill» means a flour mill in which disintegration of wheat is done by grooved steel or iron rollers worked by power; and

(e) «wheat products» includes maida, atta, suji, rawa, resultant atta and bran.

3. Licences required for roller flour mills. — No owner or person in charge of a roller mill shall manufacture, or cause to be manufactured any wheat product except under and in accordance with the terms and conditions of a licence issued under this Order.

3A. Prohibition against installation of other machinery. — No owner or person in charge of a roller mill shall, within the premises of such mill,

(a) instal or cause to be installed stone grinders (chakkies) or any other machinery for the manufacture of wheat products, or

(b) manufacture or cause to be manufactured any wheat product otherwise than by such mill.

Provided that nothing in this clause shall apply to the installation or use of emery or stone grinders forming part of the plant and machinery of the roller mill.

Explanation. — For the purpose of this clause «premises» means the building including the precincts thereof in which or in any part of which the plant and machinery of the roller mill is installed.

4. Issue of licences. — (1) Every application for a licence under this order shall be made to the licensing authority in Form I.

(2) A licence issued under this Order shall be in Form II.

5. Period of validity of licence. — A licence issued under this Order shall be valid until the 31st December of the year in which it is issued and may be renewed for one year at a time.

6. Fee for licence. — The fee payable for a licence shall be Rs. 5/- and that for renewal of a licence Rs. 2/-.

7. Duplicate licence. — If the licensing authority is satisfied that a licence issued under this Order is defaced, lost, destroyed or otherwise rendered useless, the licensing authority may on application made in that behalf and on payment of a fee of Rs. 10/- issue a duplicate licence.

7A. Deposit of security. — (1) Every person who, at the commencement of the Wheat Roller Flour Mills (Licensing and Control) Fourth Amendment Order, 1961, holds a licence shall, within 2 months of such commencement, and every person applying for licence after such commencement shall, before the licence is issued to him, deposit with the licensing authority security of the value of Rs. 5000/- for the due performance of the conditions subject to which the licence is granted to him.

(2) The security referred to in sub-clause (1) may be in any of the following forms, namely: —

(a) Demand Draft on the State Bank of India endorsed in favour of the licensing authority;

(b) Deposit-at-call-receipt of the State Bank of India endorsed in favour of the licensing authority;

(c) Government securities at 5% below market price or at face value, whichever is less, endorsed in favour of the licensing authority;

(d) National Savings Certificates, 12-year National Plan Savings Certificates, 12 year National Defence Certificates and Treasury Receipts endorsed in favour of the licensing authority;

(e) Post Office Savings Pass Book, the account being pledged to the licensing authority;

(f) Cash deposit into Government treasury under head «revenue deposits».

8. Maintenance of accounts. — Every licensee shall maintain correct and true accounts in respect of his business in such form and manner as the licensing authority may specify.

9. Returns. — Every licensee shall submit on or before the 3rd and the 18th of every month to the licensing authority and to any other authority specified by the licensing authority a return in Form III.

10. Powers of licensing authority to issue directions to licensees. — (1) The licensing authority may issue directions to licensees in regard to —

(a) the purchase of wheat for the purpose of manufacture into wheat products;

(b) the production or manufacture of different kinds of wheat products; and

(c) the disposal of wheat products.

(2) Every licensee shall be bound to carry out the directions of the licensing authority under sub-clause (1).

11. Suspension or cancellation of licences. — (1) If any licensee contravenes any of the provisions of this Order or any of the conditions of the licence, then without prejudice to any other action that may be taken against him, the licensing authority may, after giving him an opportunity of making his objections, suspend or cancel the licence. A copy of the Order suspending or cancelling the licence shall be communicated to the licensee.

(2) Where any licensee has been convicted of an offence under the Prevention of Food Adulteration

Act, 1954, the licensing authority may, having regard to the nature and gravity of the offence and the circumstances in which it was committed, suspend or cancel the licence. A copy of the Order suspending or cancelling the licence shall be communicated to the licensee.

11A. Forfeiture of security deposit. — (1) Without prejudice to the provisions of clause 11, if the licensing authority is satisfied that a licensee has contravened any of the conditions of the licence and that a forfeiture of the security deposit is called for, it may by Order forfeit the whole or any part of the security deposited and communicate a copy of the Order to the licensee.

(2) Where the security deposited by a licensee or any portion thereof is forfeited under sub-clause (1) the licensee shall deposit the amount so forfeited —

(i) where no appeal against the Order of forfeiture has been filed, within two months from the date on which the Order was communicated to him; or

(ii) where an appeal against such Order has been filed and dismissed, within 7 days of the dismissal of the appeal.

12. Appeal. — Any person aggrieved by an Order of the licensing authority under clause 11 or clause 11A may, within two months from the date of receipt by him of the Order, appeal to the Secretary to the Government of India, Ministry of Food and Agriculture, Department of Food.

13. Power to inspect etc. — (1) An Inspector may, with a view to securing compliance with this Order, —

(a) require the licensee to furnish such return, information or statistics or produce such accounts, books or documents, relating to his business, as may be specified;

(b) enter and search or authorize any person to enter and search any roller mill or any premises thereof used or believed to be used for the storage of wheat or wheat products and seize or authorize the seizure of any stock of wheat or wheat products in respect of which he has reason to believe that a contravention of this Order or any of the conditions of a licence issued thereunder has been, is being or is about to be committed.

Provided that in the exercise of the powers of entry and search under this clause, the authorized officer shall, —

(a) pay due regard to the social and religious customs of the occupants of the premises; and

(b) call upon two respectable inhabitants of the locality concerned to attend and witness any such search, prepare a list of all the things taken possession of and deliver to the person or owner of the vehicle, premises, etc., so searched a copy thereof duly signed by the said witnesses;

Provided further that if any such premises be found locked up or unoccupied or unattended by or on behalf of the owner or occupier, the same may, in the presence of two witnesses be broken open and entered upon for all or any of the aforesaid purposes.

(2) Any person occupying the premises referred to in sub-clause (1) shall afford all reasonable facilities for entry and search.

SCHEDULE

Form I

Application for licence

[See clause 4(i)]

To

Licensing authority.

Sir,

I/We ... request that I/we may be granted a licence/my/our licence No. ... may be renewed for the year ending...

1. Applicant's name and address ...
2. Place where the wheat roller flour mills is situated (name of the mill if any) ...
3. Details of the powers-driven machinery for manufacture of wheat products.
4. Installed milling capacity per day.
5. Average daily production (in tons) for the previous year.
6. Details of godown accommodation separately for wheat and wheat products (all godowns where wheat and wheat products owned by the mill are or would be stored should be indicated).
7. Names and addresses of selling agents.
8. Name of the Bank.

I/we ... declare that I/we am/are the proprietor/proprietors/Manager of the wheat roller flour mill covered by this application. I/we have carefully read the Wheat Roller Flour Mills (Licensing and Control) Order, 1957 and the conditions of the licence in Form II in the schedule to the said Order and I/we agree to abide by them.

I/we enclose a treasury receipt/for Rs. 5/-/Rs. 2/- — being the fee for licence/renewal of the licence.

Form II

Licence under the Wheat Roller Flour Mills (Licensing and Control) Order, 1957.

[See clause 4(2)]

Licence No. ...

Subject to the provisions of the Wheat Roller Flour Mills (Licensing and Control) Order, 1957 and the terms and conditions of this licence ... is/are hereby authorized to carry on the business of manufacture of wheat products:—

1. Name and address of the licensee ...
2. Place of business (if it is separate from the address).
3. This licence is valid up to ...

II. The licensee shall render all necessary facilities to the licensing authority or the Inspector or such persons as may be authorized by either of them for the inspection of the mill godown, or any other place used for the storage or sale of any wheat or wheat products and also for the taking of samples for examination.

III. The licensee shall furnish correctly such information relating to the business as may be demanded from him and shall carry out such instructions as may from time to time be given by the licensing authority or by any officer authorized by him in this behalf or the Inspector, relating to such business.

IV. The licensee shall submit on or before the 3rd and the 18th day of every month a return in Form III of the Schedule to the above cited Order to the licensing authority and any other authority that may be prescribed.

V. The licensee shall abide by any directions issued by the licensing authority in regard to the purchase of wheat, extraction of maida, sooji and rawa and also in regard to the distribution or disposal of wheat products.

VI. The licensee shall maintain accounts in respect of the manufacture of wheat products in such manner as may be prescribed from time to time by the licensing authority.

VII. Contravention of any of the conditions of this licence either by the licensee or his agent or servant or any other person who can reasonably be presumed to have been acting on his behalf will render this licence liable to cancellation or suspension without prejudice to any other action that may be taken against the licence.

Station
Date

Name and designation of licensing authority

Form III

Fortnightly return to be submitted by Mills
(in duplicate) for the fortnight ending ...

(See clause 9)

Name of Mills ...

(figures in quintals)

	Indigenous	Imported	Total
1. Wheat			
(i) Opening balance			
(ii) Receipts			
* (a)			
(b)			
(c)			
Total			
(iii) Milled during the fortnight.			
(iv) Closing balance with the Mill.			
(ivA) Quantity hypothecated with the Bank(s) [State name of the bank(s)]			
* (v) Quantity purchased but not yet received in the Mill.			
(a) lying with the purchasing agents (here state the station where lying)			
(b) Hypothecated with the Bank(s) [state the name of the Bank(s)]			

Total

(iii) Milled during the fortnight.

(iv) Closing balance with the Mill.

(ivA) Quantity hypothecated with the Bank(s) [State name of the bank(s)]

* (v) Quantity purchased but not yet received in the Mill.

(a) lying with the purchasing agents (here state the station where lying)

(b) Hypothecated with the Bank(s) [state the name of the Bank(s)]

* Here indicate source from where supplies received.

2. Wheat products

Opening balance	Milled during the fortnight	Total	Sales	Closing balance	Qty. hypothecated with banks	Quantity	Name of Bank

Maida
Sooji/Rawa
Resultant Atta
Wholemeal Atta
Bran

[No. 205 (GOD) (2)/52/64-PYII]

K. T. THAKORE

Under Secretary to the Govt. of India

GOVERNMENT OF GOA, DAMAN
AND DIU

Secretariat

Home Department

Notification

HD-25-4909/65

The following draft amendments which are proposed to be made in Goa, Daman and Diu Motor Vehicles Rules, 1965 are hereby pre-published as required by Section 133 for the information of the persons likely to be affected thereby and notice is hereby given that the said draft amendment will be taken into consideration on or after 11th July 1965, together with objections or suggestions that may be received in respect thereto before the date specified.

Draft Amendment

«In exercise of the powers conferred by sections 21, 41, 65, 67, 68, 70 and 91 of the Motor Vehicles Act, 1939 as extended to the Union Territory of Goa, Daman and Diu and all other powers enabling him in that behalf the Administrator of Goa, Daman

and Diu hereby makes the following Amendment to the Goa, Daman and Diu Motor Vehicles Rules, 1965».

1. Short title: 1) These Rules may be called the Goa, Daman and Diu Motor Vehicles (2nd Amendment) Rules 1965.
 2) These rules shall come into force on (to be filled later).
2. Amendment of In sub-rule (1) of Rule 3.6 sub-rule (1) of for the words «Second Schedule» the words «First Schedule» shall be substituted.
3. Amendment of In sub-rule (5) of Rule 3.26 sub-rule (5) of for the words «Second Schedule» the words «First Schedule» shall be substituted.
4. Amendment of In Rule 4.A.1 in sub-clause clause (a) of (a) after the words «Secretary-Member» the following words shall be added «the Collector of Daman, the Civil Administrator of Diu and any other Gazetted Officer of Government».
5. Amendment of For the words and letters First Schedule. «Registration marks to the Vehicles shall be GDA, GDB, GDT and GDL» the following shall be substituted.

«Registration marks to be assigned shall be as under:—

Registration Mark	Class of Vehicles to which applicable
GDA } GDB }	Vehicles other than transport vehicles.
GDT } GDL }	Transport vehicles.
GDM	Vehicles in the possession of dealers or manufacturers having trade certificates.
GDR	Vehicles registered temporarily».

By order and in the name of the Administrator of the Union Territory of Goa, Daman and Diu.

B. K. Mainkar, Under Secretary.

Panjim, 18th June, 1965.

Notification

HD-25-5204/65

The following draft amendment which is proposed to be made in Goa, Daman and Diu Motor Vehicles Taxation Rules, 1965, in exercise of the powers conferred by Section 15 of the Goa, Daman and Diu Motor Vehicles, Taxation Act, 1965 is hereby pre-published as required by the said section for the information of persons likely to be affected thereby and notice is hereby given that the said draft amend-

ment will be taken into consideration on or after 11th July 1965, together with any objections or suggestions that may be received in respect thereto before the date specified.

Draft Amendment

In exercise of the powers conferred by Section 15 of the Goa, Daman and Diu Motor Vehicles Taxation Act, 1965 and all other powers enabling them in this behalf, the State Government after previous publication hereby makes the following amendment to the Goa, Daman and Diu Motor Vehicles Taxation Rules:—

1. Short title: (i) These Rules may be called the Goa, Daman and Diu Motor Vehicles, Taxation (1st Amendment) Rules 1965.
 (ii) They shall come into force on (to be filled later).
2. Amendment of After sub-rule (3) of Rule Rule 3. the following sub-rule shall be inserted. Sub-rule (4). «Owners or persons in possession or control of Motor Vehicles in respect of which tax has been paid under the Act for the quarter immediately preceding shall, while paying tax for a quarter or quarters fill up a declaration in Form I-A».

The existing sub-rule (4) shall be renumbered as sub-rule (5).

After Form-I, the form appended to this Amendment shall be inserted as Form I-A.

By order and in the name of the Administrator of the Union Territory of Goa, Daman and Diu.

B. K. Mainkar, Under Secretary.

Panjim, 18th June, 1965.

FORM I (A)

(See Rule 4)

Form of declaration to be made in respect of a Motor Vehicle used or kept for use in the Union Territory of Goa, Daman and Diu

I ... (Address) ... declare to pay in respect of motor vehicle
30th June
30th September
No. ... from ... upto 31st December of the current finan-
31st March

cial year and tender Rs. ... by Treasury challan No. ... dated ... on ... Treasury.

cash/cheque/demand draft/money order being the tax due for the period.

(a) I intend/do not intend to use the vehicle solely within the limits of ... which has/not levied tax on motor vehicles.

(b) I intend to use the vehicle both within and without the limits of local authorities.

(c) I intend to use the vehicle in mining area only.

(d) The fuel used in the vehicle is Motor Spirit
Other than Motor spirit.

- (e) Name of Insurer ...
 (f) Insurance Certificate No. ...
 (g) Date of validity from ... to ...

Date ...

Signature ...

Certified that the above mentioned vehicle is liable to tax under entry ... of the Tax Schedule to the Goa, Daman and Diu Motor Vehicles Tax Act, 1965 and that Rs. ... is due ... for period commencing on ... and ending on ...

Signature

Dated ... Licensing Officer (Taxation)

The tax of Rs. ... mentioned above has been duly received by me, vide receipt No. ... dated ...

(Signature)

Cashier

Tax token No. ... to expire on ... has been issued today.

(Signature)

Licensing Officer (Taxation)

R. C. completed.

Index Card completed.

Finance Department

Notification

FD. F. III/2-36/894/64-65

The following amendments which are proposed to be made to the Goa, Daman and Diu Sales Tax Rules 1964, are hereby pre-published as required by section 36(1) of the Goa, Daman and Diu Sales Tax Act. Any suggestions with regard to the proposed amendment may please be communicated to the undersigned *within fifteen days* after which the draft will be taken into consideration.

Draft

In exercise of the powers conferred by section 36 of the Goa, Daman and Diu Sales Tax Act, 1964 and all other powers enabling it in that behalf the Government hereby makes the following amendment to the Goa, Daman and Diu Sales Tax Rules 1964 the same having been previously published as required by the said section.

1. These rules may be called the Goa, Daman and Diu Sales Tax (First Amendment) Rules, 1965.

2. For rule 22 of the said rules the following shall be substituted:—

«22 Issue of cash memos or bills in respect of taxable goods sold by the dealer—

Every registered dealer shall in respect of taxable goods sold by him, issue a cash memo or bill and keep the duplicate of such bill or cash memo which shall be serially numbered duly signed and dated and shall show separately the price of the goods sold and amount realised by way of tax except when the price of the taxable goods sold in one transaction is below Rs. 2/- in which case the dealer shall prepare a consolidated cash memo at the end of the day in respect of all such sales by recording them separately as and when they are effected».

By order and in the name of the Administrator of the Goa, Daman and Diu.

Sripad Anant Nadkarni, Finance Secretary.

Panjim, 19th June, 1965.

Industries and Labour Department

ORDER

LC/14/65

The following notification issued by the Government of India, Ministry of Labour and Employment, is hereby republished for the information of all concerned.

Notification

S. O. — The following draft of a scheme further to amend the Mormugao Dock Workers (Regulation of Employment) Scheme, 1965, which the Central Government proposed to make, in exercise of the powers conferred by sub-section (1) of section 4 of the Dock Workers (Regulation of Employment) Act, 1948 (9 of 1948), is published, as required by the said sub-section, for the information of all persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 1st July 1965.

Any objections or suggestions which may be received from any person with respect to the said draft before the date so specified will be taken into consideration by the Central Government.

Draft Scheme

1. This Scheme may be called the Mormugao Dock Workers (Regulation of Employment) Amendment Scheme, 1965.

2. In the Mormugao Dock Workers (Regulation of Employment) Scheme, 1965, hereinafter referred to as the said Scheme, in sub-clause (2) of clause 17, in item (b), for the word «Winchdrivers» the word «Winchmen» shall be substituted.

3. In clause 43 of the said Scheme, (i) in the heading, for the word «Winchdriver» the word «Winchman» shall be substituted; (ii) in sub-clause (I) for the word «Winchdriver» the word «Winchman» shall be substituted.

4. In Schedule I of the said Scheme, in sub-clause (2), against item (b), for the word «Winchdrivers», the word «Winchmen» shall be substituted.

[550/12/65-Fac.]

Dated 1st June, 1965.

K. D. HAJELA

Under Secretary

By order and in the name of the Administrator, of the Union Territory of Goa, Daman and Diu.

D. V. Savant, Deputy Secretary, Industries and Labour Department.

Panjim, 10th June, 1965.

Law Department

ORDER

L. D. 251/65

In exercise of the powers conferred by section 17 of the Administrative Tribunal Act, 1965 the State

Government passes the following order, namely:

1. This order may be called the Administrative Tribunal (Removal of Difficulties) Order, 1965.

2. It shall come into force at once.

3. Without prejudice to the provisions contained in the Goa, Daman and Diu Administrative Tribunal Act, 1965 the Tribunal shall have and exercise the power to audit the accounts of associations, corpora-

tions, temples, mosques, charitable institutions, asylums and other such institutions, in accordance with the provisions of Article 663 of the Reforma Administrativa Ultramarina and Legislative Diploma no. 1650 dated 13-9-1965.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

P. B. Venkatasubramanian, Law Secretary.

Panjim, 18th June, 1965.